

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

BEARBOX LLC and AUSTIN STORMS, )  
Plaintiffs, ) **REDACTED PUBLIC VERSION**  
v. )  
LANCIUM LLC, MICHAEL T. McNAMARA, and )  
RAYMOND E. CLINE, JR. )  
Defendants. ) C.A. No. 21-534-MN-CJB

**DECLARATION OF JOHN R. LABBE IN SUPPORT OF PLAINTIFFS' MOTION TO  
EXCLUDE CERTAIN TESTIMONY OF DR. MARK EHSANI**

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BEARBOX LLC and AUSTIN STORMS, )  
Plaintiffs, )  
v. ) C.A. No. 21-534-MN-CJB  
LANCIUM LLC, MICHAEL T. McNAMARA, and )  
RAYMOND E. CLINE, JR. )  
Defendants. )

**DECLARATION OF JOHN R. LABBE IN SUPPORT OF PLAINTIFFS' MOTION TO  
EXCLUDE CERTAIN TESTIMONY OF DR. MARK EHSANI**

I, John R. Labbe, declare:

1. I am one of the attorneys representing the Plaintiffs (Bearbox LLC and Austin Storms) in this matter. I am an attorney admitted to practice law in the State of Illinois and before this Court (pro hac vice), and I am a partner of the law firm of Marshall, Gerstein & Borun LLP.

2. I am above the age of eighteen. I make this declaration of my own personal knowledge. If called to testify as to the truth of the matters stated herein, I could and would testify competently.

3. Submitted herewith as Exhibit A is a true and correct copy of excerpts of the Expert Report of Mark Ehsani, Ph.D. dated May 6, 2022, submitted in this case.

4. Submitted herewith as Exhibit B is a true and correct copy of excerpts of the transcript of the deposition of Mark Ehsani, Ph.D. taken on June 6, 2022.

I declare under penalty of perjury that the foregoing is true and correct.

June 15, 2022

By: /s/ John R. Labbe  
John R. Labbe

**CERTIFICATE OF SERVICE**

I hereby certify that on the 15<sup>th</sup> day of June, 2022, the attached **DECLARATION OF JOHN R. LABBE IN SUPPORT OF PLAINTIFFS' MOTION TO EXCLUDE CERTAIN TESTIMONY OF DR. MARK EHSANI** was served upon the below-named counsel of record at the address and in the manner indicated:

Chad S.C. Stover, Esquire  
Barnes & Thornburg LLP  
1000 N. West Street, Suite 1500  
Wilmington, DE 19801-1050

VIA ELECTRONIC MAIL

Mark C. Nelson, Esquire  
Barnes & Thornburg LLP  
2121 N. Pearl Street, Suite 700  
Dallas, TX 75201

VIA ELECTRONIC MAIL

Adam M. Kaufmann, Esquire  
Barnes & Thornburg LLP  
One N. Wacker Drive, Suite 4400  
Chicago, IL 60606-2833

VIA ELECTRONIC MAIL

*/s/ Andrew C. Mayo*

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Andrew C. Mayo